

Fill in this information to identify the case:

United States Bankruptcy Court for the:

Southern District of Texas
(State)

Case number (if known): _____ Chapter 11

☐ Check if this is an amended filing

Official Form 205

Involuntary Petition Against a Non-Individual

12/15

Use this form to begin a bankruptcy case against a non-individual you allege to be a debtor subject to an involuntary case. If you want to begin a case against an individual, use the *Involuntary Petition Against an Individual* (Official Form 105). Be as complete and accurate as possible. If more space is needed, attach any additional sheets to this form. On the top of any additional pages, write debtor's name and case number (if known).

Part 1: Identify the Chapter of the Bankruptcy Code Under Which Petition Is Filed**1. Chapter of the Bankruptcy Code**

Check one:

- ☐ Chapter 7
☒ Chapter 11

Part 2: Identify the Debtor**2. Debtor's name**American Green Technology Inc.**3. Other names you know the debtor has used in the last 8 years**AGTAmerican Green Technology™

Include any assumed names, trade names, or doing business as names.

4. Debtor's federal Employer Identification Number (EIN)☐ Unknown27-0246424
EIN**5. Debtor's address****Principal place of business**52129 St. Rt. 933

Number Street

South Bend

City

Indiana 46637

State ZIP Code

St. Joseph County

County

Mailing address, if differentRegistered Agent Charles M. Weiser5718 Darnell Street

Number Street

P.O. Box

Houston

City

Tx 77096

State ZIP Code

Location of principal assets, if different from principal place of business1300 Industrial Park Drive

Number Street

Leonard Pharr Industrial ParkClarksdale

City

MS 38614

State ZIP Code

Debtor

Americian Green Technology, Inc.

Case number (if known)

6. Debtor's website (URL)	<u>www.americangreentechnology.com</u>		
7. Type of debtor	<input checked="" type="checkbox"/> Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP)) <input type="checkbox"/> Partnership (excluding LLP) <input type="checkbox"/> Other type of debtor. Specify: _____		
8. Type of debtor's business	Check one: <input type="checkbox"/> Health Care Business (as defined in 11 U.S.C. § 101(27A)) <input type="checkbox"/> Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B)) <input type="checkbox"/> Railroad (as defined in 11 U.S.C. § 101(44)) <input type="checkbox"/> Stockbroker (as defined in 11 U.S.C. § 101(53A)) <input type="checkbox"/> Commodity Broker (as defined in 11 U.S.C. § 101(6)) <input type="checkbox"/> Clearing Bank (as defined in 11 U.S.C. § 781(3)) <input checked="" type="checkbox"/> None of the types of business listed. <input type="checkbox"/> Unknown type of business.		
9. To the best of your knowledge, are any bankruptcy cases pending by or against any partner or affiliate of this debtor?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Debtor _____ Relationship _____ District _____ Date filed <u>MM/DD/YYYY</u> Case number, if known _____ Debtor _____ Relationship _____ District _____ Date filed <u>MM/DD/YYYY</u> Case number, if known _____		
Part 3: Report About the Case			
10. Venue	Check one: <input type="checkbox"/> Over the last 180 days before the filing of this bankruptcy, the debtor had a domicile, principal place of business, or principal assets in this district longer than in any other district. <input type="checkbox"/> A bankruptcy case concerning debtor's affiliates, general partner, or partnership is pending in this district.		
11. Allegations	Each petitioner is eligible to file this petition under 11 U.S.C. § 303(b). The debtor may be the subject of an involuntary case under 11 U.S.C. § 303(a). At least one box must be checked: <input checked="" type="checkbox"/> The debtor is generally not paying its debts as they become due, unless they are the subject of a bona fide dispute as to liability or amount. <input type="checkbox"/> Within 120 days before the filing of this petition, a custodian, other than a trustee, receiver, or an agent appointed or authorized to take charge of less than substantially all of the property of the debtor for the purpose of enforcing a lien against such property, was appointed or took possession.		
12. Has there been a transfer of any claim against the debtor by or to any petitioner?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Attach all documents that evidence the transfer and any statements required under Bankruptcy Rule 1003(a).		

Debtor	<u>American Green Technology, Inc.</u>			Case number (if known)	
13. Each petitioner's claim	Name of petitioner	Nature of petitioner's claim	Amount of the claim above the value of any lien		
	<u>AirGuide Mfg MS, LLC</u>	<u>lease - rent, utilities</u>	<u>\$ 269,401.88 + int / fees</u>		
	<u>Lai Family Investments, Inc.</u>	<u>note</u>	<u>\$ 125,000 + int / fees</u>		
	<u>Dave Peterson</u>	<u>note</u>	<u>\$ 100,000 + int / fees</u>		
			Total of petitioners' claims over <u>\$ 494,401.88</u>		

If more space is needed to list petitioners, attach additional sheets. Write the alleged debtor's name and the case number, if known, at the top of each sheet. Following the format of this form, set out the information required in Parts 3 and 4 of the form for each additional petitioning creditor, the petitioner's claim, the petitioner's representative, and the petitioner's attorney. Include the statement under penalty of perjury set out in Part 4 of the form, followed by each additional petitioner's (or representative's) signature, along with the signature of the petitioner's attorney.

Part 4: Request for Relief

WARNING — Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

Petitioners request that an order for relief be entered against the debtor under the chapter of 11 U.S.C. specified in this petition. If a petitioning creditor is a corporation, attach the corporate ownership statement required by Bankruptcy Rule 1010(b). If any petitioner is a foreign representative appointed in a foreign proceeding, attach a certified copy of the order of the court granting recognition.

I have examined the information in this document and have a reasonable belief that the information is true and correct.

Petitioners or Petitioners' Representative

Attorneys

Name and mailing address of petitioner

AirGuide Mfg MS, LLC

Name 795 784 W 20th Street
 Number Street
Hialeah FL 33010
 City State ZIP Code

Deirdre Carey Brown

Printed name

Hoover Slovacek LLP

Firm name, if any

5051 Westheimer Suite 1200

Number Street

Houston Texas 77056
 City State ZIP Code

Name and mailing address of petitioner's representative, if any

Doug Marty

Name c/o AirGuide Mfg MS, LLC 794 W 20th Street
 Number Street
Hialeah FL 33010
 City State ZIP Code

Contact phone 713-977-8686 Email brown@hooverslovacek.com

Bar number 24049116

State Texas

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 08/21/2018
 MM / DD / YYYY

/s/ Deirdre Carey Brown

Signature of attorney

Date signed 08/21/2018
 MM / DD / YYYY

Signature of petitioner or representative, including representative's title

Debtor American Green Technology, Inc.

Case number (if known) _____

Name and mailing address of petitioner

Lai Family Investments, Inc.

Name _____

2406 Delmonte Drive

Number Street _____

HoustonTX77019

City _____

State _____

ZIP Code _____

Name and mailing address of petitioner's representative, if any

Rocky Lai

Name _____

2406 Delmonte Drive

Number Street _____

HoustonTX77019

City _____

State _____

ZIP Code _____

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 08/28/18

MM / DD / YYYY

Signature of petitioner or representative, including representative's title

Deirdre Carey Brown

Printed name _____

Hoover Slovacek LLP

Firm name, if any _____

5051 Westheimer Suite 1200

Number Street _____

HoustonTexas77056

City _____

State _____

ZIP Code _____

Contact phone 713-977-8686Email brown@hooverslovacek.comBar number 24049116State Texas

X /s/ Deirdre Carey Brown

Signature of attorney _____

Date signed 08/28/18

MM / DD / YYYY

Name and mailing address of petitioner

Dave Peterson

Name _____

Number Street _____

City _____

State _____

ZIP Code _____

Name and mailing address of petitioner's representative, if any

Same as above

Name _____

Number Street _____

City _____

State _____

ZIP Code _____

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 08/28/18

MM / DD / YYYY

Signature of petitioner or representative, including representative's title

Deirdre Carey Brown

Printed name _____

Hoover Slovacek LLP

Firm name, if any _____

5051 Westheimer Suite 1200

Number Street _____

HoustonTexas77546

City _____

State _____

ZIP Code _____

Contact phone 713-977-8686Email brown@hooverslovacek.comBar number 24049116State Texas

X /s/ Deirdre Carey Brown

Signature of attorney _____

Date signed 08/28/18

MM / DD / YYYY

Debtor American Green Technology, Inc.
Name

Case number (if known) _____

Name and mailing address of petitioner

Lai Family Investments, Inc.

Name

2406 Delmonte Drive

Number Street

Houston

TX

77019

City

State

ZIP Code

Name and mailing address of petitioner's representative, if any
Rocky Lai

Name

2406 Delmonte Drive

Number Street

Houston

TX

77019

City

State

ZIP Code

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 08/28/18
MM / DD / YYYY

x

Signature of petitioner or representative, including representative's title

Name and mailing address of petitioner

Dave Peterson

Name

11721 Hunters Green Trail

Number Street

Austin

TX

78732

City

State

ZIP Code

Name and mailing address of petitioner's representative, if any
Same as above ✓

Name

Number Street

City

State

ZIP Code

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 08/28/18
MM / DD / YYYY

x

Signature of petitioner or representative, including representative's title

Deirdre Carey Brown

Printed name

Hoover Slovacek LLP

Firm name, if any

5051 Westheimer Suite 1200

Number Street

Houston

Texas

77056

City

State

ZIP Code

Contact phone 713-977-8686 Email brown@hooverslovacek.com

Bar number 24049116

State Texas

x /s/ Deirdre Carey Brown

Signature of attorney

Date signed 08/28/18
MM / DD / YYYY

Deirdre Carey Brown

Printed name

Hoover Slovacek LLP

Firm name, if any

5051 Westheimer Suite 1200

Number Street

Houston

Texas

77546

City

State

ZIP Code

Contact phone 713-977-8686 Email brown@hooverslovacek.com

Bar number 24049116

State Texas

x /s/ Deirdre Carey Brown

Signature of attorney

Date signed 08/28/18
MM / DD / YYYY